MSS

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO. 746 OF 2007

IN

SUIT NO. 87 OF 1981

AYESHA Wd/o NISAR AHMED (Deceased) & Ors. .. PLAINTIFFS

Vs.

SAYED FAKIR HUSAIN S/o IKRAM HUSAIN & ORS. .. DEFENDANTS

Ms. J. P. Thakkar for plaintiffs

Mr. M.B. Shirsat for Defendants 4,7 & 10 to 14.

CORAM: **SMT. RANJANA DESAI, J.**

DATE: NOVEMBER 2, 2007.

P.C.

. I am informed that an order was passed by Justice Chandrachud in this chamber summons. However, it appears that no such order has been transcribed. Chamber Summons is only for bringing heirs of deceased defendants 1,2,5,6 & 8 on record and to delete the name of the plaintiff, who has expired and whose heirs are required to be brought on record.

2. Heard learned counsel for the plaintiffs and

learned counsel for defendants 4,7 & 10 to 14. Learned counsel for the plaintiffs states that respondents have been served by courier,however, they have refused to accept service. Affidavit of service is filed. It is taken on record. Envelopes indicating that service is refused are taken on record.

3. For the reasons stated in the affidavit-in-support of the chamber summons, chamber summons is made absolute in terms of prayer clauses (a), (b) and (c). Amendment to be carried out within four weeks from today. Chamber Summons is disposed of.

JUDGE.